

Application S/N 10/729,651  
Amendment Dated: July 14, 2005  
Response to Office Action dated: March 28, 2005

CE11277JUI

### **REMARKS/ARGUMENTS**

Claims 1-6, 8-16 and 18-22 remain pending in the application, as claims 7 and 17 have been canceled without prejudice. In the Office Action, claims 1-10 were rejected under 35 U.S.C. 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter that Applicants regard as the invention. In addition, claims 3, 4, 7-10, and 15-22 were objected to as being dependent upon a rejected base claim but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims and to overcome the 112 rejection. Claims 1, 2, 5, 6, 11 and 12-14 were rejected under 35 U.S.C. 102(b) as being unpatentable over U.S. Patent No. 5,284,719 to Landau, et al. (Landau).

Independent claim 1 has been amended to clarify that the charge depleted threshold value can be used to present information to a user of the device to indicate that the portable power source should be recharged. Dependent claim 3 has also been amended in a similar fashion. Further, the limitations of dependent claim 7 have been incorporated into independent claim 1, and the limitations of dependent claim 17 have been implemented into independent claim 11.

In view of the above, Applicants believe that independent claims 1 and 11 are patentable over the prior art. Applicants also believe that those claims that depend from independent claims 1 and 11 are patentable, both based on their dependencies on the independent claims and their patentability on their own. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

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No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicants have argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicants' attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

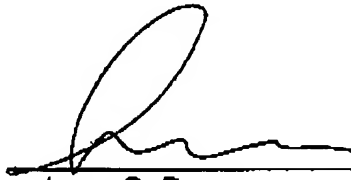
Respectfully submitted,

**SEND CORRESPONDENCE TO:**

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